

1 Barry Himmelstein, SBN 157736  
2 E-mail: barry@himmellaw.com  
HIMMELSTEIN LAW NETWORK  
2000 Powell St., Ste. 1605  
3 Emeryville, CA 94608  
Telephone: (510) 450-0782  
4 Facsimile: (510) 380-6147

5 Sheri L. Kelly, SBN 226993  
E-mail: slk@sherikellylaw.com  
6 LAW OFFICE OF SHERI L. KELLY  
31 E. Julian St.  
7 San Jose, CA 95112  
Telephone: (408) 287-7712  
8 Facsimile: (408) 583-4249

9 *Attorneys for Plaintiff Margo Perryman*

10

11

12

**IN THE UNITED STATES DISTRICT COURT**

13

**NORTHERN DISTRICT OF CALIFORNIA**

14

**SAN FRANCISCO DIVISION**

15

16  
17 MARGO PERRYMAN individually, and for  
other persons similarly situated,

18

Plaintiff,

19

vs.

20

LITTON LOAN SERVICING, LP; OCWEN  
LOAN SERVICING LLC; AMERICAN  
SECURITY INSURANCE COMPANY;  
AMERICAN MODERN HOME  
INSURANCE COMPANY; ALTISOURCE  
PORTFOLIO SOLUTIONS, S.A., BELTLINE  
ROAD INSURANCE AGENCY, INC.; and  
DOES 4-100,

25

Defendants.

26

27

28

Case No.: 3:14-cv-02261-JST

**STIPULATION TO EXTEND DEADLINE  
FOR PLAINTIFF TO FILE AN  
AMENDED COMPLAINT; ~~PROPOSED~~  
ORDER**

**Civil Local Rule 6-2**

1 Pursuant to Civil L.R. 6-1(b), 6-2, and 7-12, Plaintiff Margo Perryman (“Plaintiff”), and  
2 Defendants Litton Loan Servicing, LP and American Modern Home Insurance Company  
3 (“American Modern”), through their respective attorneys, stipulate as follows:

4 WHEREAS, on August 19, 2015, this Court held a Case Management Conference and set  
5 a deadline of November 19, 2015 for Plaintiff to file a Second Amended Complaint (Dkt. No.  
6 212);

7 WHEREAS, prior to amending her Complaint, Plaintiff contends she requires certain  
8 documents and/or testimony from non-party Southwest Business Corporation (“SWBC”);

9 WHEREAS, on October 9, Plaintiff served a subpoena to obtain documents and testimony  
10 from SWBC;

11 WHEREAS, as of the date of this stipulation, Plaintiff contends that SWBC has not  
12 produced all documents and information responsive to the subpoena;

13 WHEREAS, Defendant American Modern has also entered into a settlement in principle in  
14 a parallel, partially overlapping class action pending in the Southern District of New York,  
15 captioned *Lyons v. Litton Loan Servicing LP, et al.*, S.D.N.Y. Case No. 13-cv-00513 (ALC)  
16 (“*Lyons*”), whose terms will be finalized by December 12, 2015 and will become public shortly  
17 thereafter;

18 WHEREAS, this case is currently stayed against all Defendants other than Litton and  
19 American Modern – American Security Insurance Company, Ocwen Loan Servicing, LLC,  
20 Altisource Portfolio Solutions, S.A., and Beltline Road Insurance Agency, Inc., pending the  
21 resolution of settlement proceedings in *Lee v. Ocwen Loan Servicing, LLC, et al.*, S.D. Fla. Case  
22 No. 14-cv-60649;

23 WHEREAS, Plaintiff and Defendants Litton and American Modern stipulate and agree  
24 that good cause exists to extend the deadline for Plaintiff to file the Second Amended Complaint  
25 to January 15, 2016, to allow Plaintiff to complete discovery as to SWBC, and assess the impact  
26 of American Modern’s settlement in the *Lyons* action on this case and Plaintiff’s potential  
27 amendments to the operative Complaint.

28 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED THAT, subject to

the Court's approval, Plaintiff and Defendants Litton and American Modern agree to the following:

- The deadline for Plaintiff to file and serve the Second Amended Complaint shall be extended to January 15, 2016.

DATED: November 16, 2015

## LAW OFFICE OF SHERI L. KELLY

By: /s/ Sheri L. Kelly

Attorneys for Plaintiff

MARGO PERRYMAN

DATED: November 16, 2015

HUNTON & WILLIAMS LLP

By: /s/ Ryan Becker

Attorneys for Defendants

OCWEN LOAN SERVICING LLC and  
LITTON LOAN SERVICING, LP

DATED: November 16, 2015

BAKER HOSTETLER

By: /s/ Rodger Eckelberry

---

Attorneys for Defendant

# AMERICAN MODERN HOME INSURANCE COMPANY

**FILER'S ATTESTATION**

I, Sheri L. Kelly, attest, pursuant to Civil L.R. 5-1(i)(3), that concurrence in the filing of this document has been obtained from the other signatory to this document.

DATED: November 16, 2015

## LAW OFFICE OF SHERI L. KELLY

Sheri L. Kelly

By: /s/ Sheri L. Kelly

Sheri L. Kelly

Attorneys for Plaintiff

MARGO PERRYMAN

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED:**

2 The deadline for Plaintiff to file and serve the Second Amended Complaint shall be extended to  
3 January 15, 2016.

4

5 DATED: November 18, 2015

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

